

To: Lipeles, Maxine[milipele@wustl.edu]
From: Jay, Michael
Sent: Thur 3/24/2016 12:49:40 PM
Subject: FW: Labadie SO2 designation

Hi Maxine,

Amy is out of the office, but I plan on being able to respond to your request tomorrow as I think I have everything that you are asking for.

Mike Jay

Branch Chief

Air Planning and Development Branch

USEPA R7

913-551-7460

From: Lipeles, Maxine [mailto:milipele@wustl.edu]
Sent: Friday, March 18, 2016 1:39 PM
To: Algae-Eakin, Amy <Algae-Eakin.Amy@epa.gov>
Cc: Meyer, Jonathan <Meyer.Jonathan@epa.gov>; Peter, David <peter.david@epa.gov>; Jay, Michael <Jay.Michael@epa.gov>; Hawkins, Andy <hawkins.andy@epa.gov>; Avey, Lance <Avey.Lance@epa.gov>; Miller, Ken <kenneth.miller@wustl.edu>
Subject: RE: Labadie SO2 designation

Amy,

Thanks to you and your colleagues for the helpful conference call. Based on the call, we would like to clarify as follows our email request for documents sent to you yesterday and included in the email chain below:

- We will delete items 5 and 6 in order not to slow down the response process.

- We want to clarify that we are particularly interested in all communications, documents, data, etc. sent by or on behalf of DNR and/or Ameren to EPA Region 7 regarding the Labadie SO2 designation, as well as all communications between EPA and DNR and/or Ameren. We would like to receive all such documents received or sent up until when EPA goes into deliberative process regarding the final designation decision.

Sincerely yours,

Maxine

Maxine I. Lipeles

Director, Interdisciplinary Environmental Clinic

Washington University School of Law

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From: Algae-Eakin, Amy [<mailto:Algae-Eakin.Amy@epa.gov>]

Sent: Friday, March 18, 2016 7:27 AM

To: Lipeles, Maxine <milipele@wustl.edu>; Miller, Ken <kenneth.miller@wustl.edu>

Cc: Meyer, Jonathan <Meyer.Jonathan@epa.gov>; Peter, David <peter.david@epa.gov>; Jay, Michael <Jay.Michael@epa.gov>; Hawkins, Andy <hawkins.andy@epa.gov>; Avey, Lance <Avey.Lance@epa.gov>

Subject: RE: Labadie SO2 designation

Maxine and Ken,

We have received your email and we would like to see clarification related to items #5 and #6. Let us know when you might be available to discuss.

Also, see attached document which was referenced in our recent call.

Thanks.

Amy Algoe-Eakin, Section Chief

U.S. EPA Region 7

Air & Waste Management Division

Air Planning and Development Branch

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From: Lipeles, Maxine [<mailto:milipele@wustl.edu>]
Sent: Thursday, March 17, 2016 9:42 AM
To: Algae-Eakin, Amy <Algae-Eakin.Amy@epa.gov>; Meyer, Jonathan <Meyer.Jonathan@epa.gov>; Peter, David <peter.david@epa.gov>
Cc: Miller, Ken <kenneth.miller@wustl.edu>
Subject: Labadie SO2 designation

Amy, David, and Jonathan,

Thank you for speaking with us yesterday. Pursuant to our conversation, this email seeks to clarify the public documents we are requesting on behalf of the Sierra Club regarding modeling of sulfur dioxide emissions from the Labadie Energy Center. We would appreciate it if the production of these documents could be expedited so that they may be used to inform the Sierra Club's comments on EPA's intended designation decisions which were published in the Federal Register on March 1, 2016. This request excludes any documents that are released in response to FOIA request number EPA-R7-2016-004025 and that are publicly available through FOIAonline.

- 1) All documents regarding MDNR's request to approve the use of non-default beta options (ADJ_U* for AERMET and/or LOWWIND3 for AERMOD) to model sulfur dioxide emissions from the Labadie Energy Center, submitted to EPA on or about December 9, 2015. This request includes documents generated or prepared by EPA, MDNR, and Ameren Missouri (and/or its consultants).
- 2) All documents regarding any subsequent request to approve the use of non-default beta options (ADJ_U* for AERMET and/or LOWWIND3 for AERMOD) to model sulfur dioxide emissions from the Labadie Energy Center, submitted to EPA. This request includes documents generated or prepared by EPA, MDNR, and Ameren Missouri (and/or its consultants).
- 3) All EPA communications with MDNR and Ameren Missouri (and/or its consultants) regarding the use of non-default beta options to model sulfur dioxide emissions from the Labadie Energy Center.
- 4) All EPA communications with MDNR and Ameren Missouri (and/or its consultants) regarding the use of non-default beta options in designations modeling for the 2010 1-hour sulfur dioxide NAAQS.
- 5) All documents and non-privileged internal EPA communications regarding EPA Region VII's and EPA Headquarters' consideration and evaluation of the use of non-default beta

options to model sulfur dioxide emissions from the Labadie Energy Center.

6) All documents and non-privileged internal EPA communications regarding EPA Region VII's and EPA Headquarters' consideration and evaluation of the use of non-default beta options in designations modeling for the 2010 1-hour sulfur dioxide NAAQS.

Thank you for your assistance, and don't hesitate to contact me if you have any questions or need further clarification. Please let me know if any aspect of this request will impede EPA's ability to provide responsive documents in a timely manner in light of the March 31 comment deadline.

Best regards,

Maxine

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